

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

INTERNATIONAL MARINE UNDERWRITERS as Subrogee of AMERICAN STEVEDORING, INC.,

07-CV-3075 (RWS)

Plaintiff,

- against -

STIPULATION AND ORDER **OF DISCONTINUANCE**

MORAN TOWING & TRANSPORTATION CO., INC.,

Defendant.

The above-entitled action having been settled, it is hereby stipulated and agreed by and between the undersigned attorneys for the parties herein, that the action be discontinued. pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, with prejudice, without costs to either party as against the other.

Dated:

New York, New York September 25, 2007

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Attorneys for Plaintiff,

International Marine Underwrites as Subrogee Of American Stevedoring, Inc.

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U.S.D.J.